

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

CAPANA SWISS ADVISORS, AG, *et al.*,

Plaintiffs,

v.

RYMARK INC., *et al.*,

Defendants.

**Case No. 1:25-mc-00029-RGA-SRF**

Originating Court: D. Utah

Originating Case No.: 2:23-CV-00467

**NOTICE OF SUPPLEMENTAL AUTHORITY**

H2E Americas, LLC (“Movant”) respectfully gives notice to the Court regarding the order partially granting a motion to quash by the Eastern District of Louisiana in a matter filed by Sarah Simkiss (a member of Movant). Order & Reasons (“Op.”), No. 25-mc-153 (E.D. La. Feb. 19, 2025), ECF 21, attached hereto.

The Louisiana matter involved a similar challenge to subpoenas almost identical to those served on Movant. The Eastern District of Louisiana quashed the deposition subpoena issued to Mrs. Simkiss on the basis that it was facially invalid due to lack of personal service, failure to tender the required witness fee, and failure to specify a location for the deposition. Op. 9-12.

[Signature Page Follows]

Dated: February 20, 2025

**BERGER McDERMOTT LLP**

/s/ Zachary J. Schnapp

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